

HOUSE BILL 18

E1

2lr0454

(PRE-FILED)

By: **Delegate Howard**

Requested: August 16, 2011

Introduced and read first time: January 11, 2012

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Crimes – Requirement to Report Death or Disappearance of Minor –**
3 **Penalties**
4 **(“Caylee’s Law”)**

5 FOR the purpose of requiring a parent or other person who has permanent care or
6 custody or responsibility for the supervision of a minor to notify, within certain
7 periods of time depending on the age of the minor, the appropriate law
8 enforcement agency that the minor is missing; requiring a parent or other
9 person who has permanent care or custody or responsibility for the supervision
10 of a minor to notify, within a certain period of time, the appropriate law
11 enforcement agency or medical authority that the minor has died; establishing
12 certain penalties; and generally relating to a requirement to report the death or
13 disappearance of a minor.

14 BY adding to

15 Article – Criminal Law
16 Section 3–608 through 3–610
17 Annotated Code of Maryland
18 (2002 Volume and 2011 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article – Criminal Law**

22 **3–608.**

23 **(A) A PARENT OR OTHER PERSON WHO HAS PERMANENT CARE OR**
24 **CUSTODY OR RESPONSIBILITY FOR THE SUPERVISION OF A MINOR UNDER THE**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 AGE OF 9 YEARS SHALL NOTIFY THE APPROPRIATE LAW ENFORCEMENT AGENCY
2 THAT THE MINOR IS MISSING WITHIN 3 HOURS OF BECOMING AWARE THAT THE
3 MINOR IS MISSING.

4 (B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY
5 AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS
6 OR A FINE NOT EXCEEDING \$10,000 OR BOTH.

7 **3-609.**

8 (A) A PARENT OR OTHER PERSON WHO HAS PERMANENT CARE OR
9 CUSTODY OR RESPONSIBILITY FOR THE SUPERVISION OF A MINOR OVER THE
10 AGE OF 8 YEARS SHALL NOTIFY THE APPROPRIATE LAW ENFORCEMENT AGENCY
11 THAT THE MINOR IS MISSING WITHIN 12 HOURS OF BECOMING AWARE THAT THE
12 MINOR IS MISSING.

13 (B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY
14 AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 5 YEARS
15 OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

16 **3-610.**

17 (A) A PARENT OR OTHER PERSON WHO HAS PERMANENT CARE OR
18 CUSTODY OR RESPONSIBILITY FOR THE SUPERVISION OF A MINOR SHALL
19 REPORT THE DEATH OF THE MINOR TO THE APPROPRIATE LAW ENFORCEMENT
20 AGENCY OR MEDICAL AUTHORITY WITHIN 1 HOUR OF BECOMING AWARE OF THE
21 DEATH.

22 (B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY
23 AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS
24 OR A FINE NOT EXCEEDING \$10,000 OR BOTH.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 October 1, 2012.